

07/28/14 MICHAEL BUBACZ

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

DALON STEVENS,)
Plaintiff,)
-vs-) No. 13-cv-4446
MICHAEL BUBACZ, Individually,)
and MICHAEL BUBACZ, as an)
Employee and Agent of the)
CHICAGO POLICE DEPARTMENT, and)
the CITY OF CHICAGO, a)
municipal corporation,)
Defendants.)

The deposition of MICHAEL BUBACZ, called
for examination pursuant to the Rules of Civil
Procedure for the United States District Courts
pertaining to the taking of depositions at
77 West Washington Street, Suite 800, Illinois,
on the 28th day of July, 2014, at the hour of
10:18 a.m.

Reported by: BRENDA K. DUFEK, CSR
License No.: 084-003969

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EXHIBITS		
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Deposition Exhibit		
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1 APPEARANCES:
2 HICKEY, MELIA & ASSOCIATES
3 BY: MR. RICHARD J. HICKEY, JR.
4 MR. THOMAS A. RIECK
5 77 West Washington Street, Suite 800
6 Chicago, Illinois 60602
7 (312) 422-9410
8 rieck@hmklawfirm.com
9 On behalf of the Plaintiff;
10
11 ASSISTANT CORPORATION COUNSEL
12 BY: MR. DANIEL NIXA
13 MS. LINDSAY WILSON GOWIN
14 30 North LaSalle Street, Suite 800
15 Chicago, Illinois 60602
16 (312) 744-7150
17 daniel.nixa@cityofchicago.org
18 On behalf of the Defendant,
19 Michael Bubacz.
20
21 ALSO PRESENT:
22 Mr. PJ Gallo - paralegal
23 Hickey, Melia & Associates

1 (Witness sworn.)
2 MICHAEL BUBACZ,
3 called as a witness herein, having been first
4 duly sworn, was examined and testified as follows:
5 EXAMINATION
6 BY MR. HICKEY:
7 Q. Sir, please state your full name and
8 spell your last name for the record.
9 A. Michael Bubacz, B-U-B-A-C-Z.
10 MR. HICKEY: Let the record reflect that this
11 is the deposition of Michael Bubacz taken
12 pursuant to notice. It will be taken in
13 accordance with the applicable rules of the
14 Northern District of Illinois and the Federal
15 Rules.
16 Before we start, I thought we would
17 clear up a couple of preliminary items. Counsel
18 is here directly for Michael Bubacz; is that
19 correct?
20 MR. NIXA: That's correct.
21 MR. HICKEY: And counsel for the City is not
22 currently here but has consented for us to go
23 ahead?
24 MR. NIXA: That's correct, as far as I

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1 (Pages 1 to 4)

07/28/14 MICHAEL BUBACZ

1 E-track inventory system?
 2 A. I am.
 3 Q. Have you ever been involved in tracing
 4 property that was taken into custody?
 5 A. Yes.
 6 Q. How often are you involved in that?
 7 A. Couple times a week.
 8 Q. Are you involved with any general or
 9 special orders for the time frame we've been
 10 discussing concerning administrative disposal of
 11 property?
 12 A. I'm not really familiar with it.
 13 Q. At any time since June 18, 2012, have
 14 you reviewed any general or special orders
 15 concerning crime scene protection and
 16 processing?
 17 A. Yes.
 18 Q. Were you familiar with that general
 19 order prior to June 18, 2012?
 20 A. Yes.
 21 Q. And prior to June 18, 2012, were you
 22 familiar with a general or special order
 23 concerning use of deadly force?
 24 A. Yes.

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1 A. Not as far as I know.
 2 Q. Prior to that date, had you had any
 3 contact with someone named Donnie Stewart?
 4 A. Not as far as I know.
 5 Q. Had anyone informed you of any Facebook
 6 or Twitter or social media information
 7 concerning Donnie Stewart or Rodney Stewart --
 8 excuse me, Rodney steward?
 9 A. No.
 10 Q. Had anyone informed you of any social
 11 media, Facebook, Twitter, whatever concerning
 12 Dalon Stevens prior to June 18, 2012?
 13 A. No.
 14 Q. Did anyone inform you of any social
 15 media information concerning either of those
 16 individuals on June 18, 2012?
 17 A. No.
 18 Q. Has anyone informed you of any social
 19 media information concerning those individuals
 20 after June 18, 2012?
 21 A. Yes.
 22 Q. Who?
 23 MR. NIXA: Just hold on.
 24 MR. HICKEY: If it's your attorney, he can

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1 Q. Were you aware of before June 18, 2012
 2 a special or general order involving weapon
 3 discharge incidents involving sworn members?
 4 A. Yes.
 5 Q. Have you reviewed those general or
 6 special orders at any time since June 18, 2012?
 7 A. Yes.
 8 Q. Were you aware prior to June 18, 2012
 9 of any general or special order involving
 10 emergency vehicle operations or pursuits?
 11 A. Yes.
 12 Q. Have you reviewed that general or
 13 special order at any time since then?
 14 A. Yes.
 15 MR. NIXA: Do you mind if I take a break.
 16 MR. HICKEY: No.
 17 (Whereupon, a short break was
 18 taken.)
 19 BY MR. HICKEY:
 20 Q. Prior to June 18, 2012, had you ever
 21 met an individual known as Dalon Stevens?
 22 A. No.
 23 Q. Have you ever had any contact with him,
 24 as far as you know?

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1 say my attorneys, and I'm not going to ask him,
 2 but if it's not his attorneys --
 3 MR. NIXA: What was the question again?
 4 (Whereupon, the record was read
 5 as requested.)
 6 MR. NIXA: You can answer.
 7 THE WITNESS: My attorneys.
 8 BY MR. HICKEY:
 9 Q. Has anyone other than your attorneys
 10 informed you about any social media information
 11 concerning either Rodney Stewart or
 12 Dalon Stevens other than your attorneys?
 13 A. No.
 14 Q. Have you personally reviewed any
 15 Facebook, Twitter, or other social media
 16 information on either Rodney Stewart or
 17 Dalon Stevens?
 18 A. No.
 19 Q. Have you reviewed any summaries of
 20 Facebook, Twitter, or other social media
 21 information concerning Rodney Stewart or --
 22 excuse me, Rodney Stewart or Dalon Stevens?
 23 A. No.
 24 Q. On June 18, 2012, did you report for

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